

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF RHODE ISLAND

B.R. and A.R., as parents and next friends of :  
M.R., a minor :  
 :  
vs. : C.A. No. 1:18-cv-00036-MSM-PAS  
 :  
CITY OF WARWICK, by and through its :  
Treasurer, BRIAN SILVIA; and COLLEEN :  
MERCURIO :

ORDER

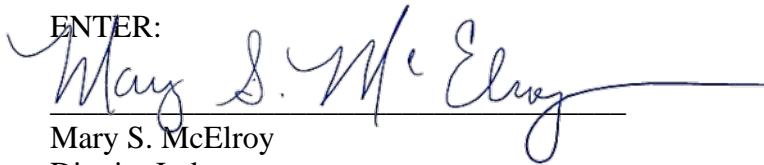
The defendant, Colleen Mercurio's, motion for summary judgment and the plaintiffs' objection thereto came on for hearing on the 8<sup>th</sup> day of December, 2021 before District Judge Mary S. McElroy. After hearing and consideration thereon, the defendant's motion is granted in part and denied in part. It is hereby

ORDERED:

1. That summary judgment is granted for the defendant, Colleen Mercurio, with respect to Counts I, II, IV of the plaintiffs' complaint; and
2. That summary judgment is denied with respect to Counts III, V, and VI of the plaintiffs' complaint due to the existence of genuine issues of material fact.

Entered as an order of this Court this 9<sup>th</sup> day of December, 2021.

ENTER:



Mary S. McElroy  
District Judge

PRESENTED BY:

/s/Mark T. Reynolds

Mark T. Reynolds, Esquire #4764  
REYNOLDS, DeMARCO & BOLAND, LTD.  
400 Westminster Street, Suite 55  
Providence, RI 02903  
(401) 861-5522  
Fax: (401) 331-4861  
mtreynolds@rdblawnfirm.com

CERTIFICATION

I hereby certify that on the 9<sup>th</sup> day of December, 2021, this document was filed electronically and is available for viewing and downloading from the ECF System and a copy was served by electronic mail to the following counsel of record:

Vicki J. Bejma, Esquire  
vbejma@smrobinsonlaw.com

Caroline V. Murphy, Esquire  
caroline@desistolaw.com

Marc DeSisto, Esquire  
marc@desistolaw.com

/s/Mark T. Reynolds